

AMENDED

Serial No. 76337-T

TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office OCT 02 2007
Returned to applicant for correction OCT 15 2007
Corrected application filed DEC 11 2007 Map filed APR. 08, 1970 under 25444

The applicant Peter B. Wilday and Gail D. Wilday
3710 Grant Drive of Reno
Street and No. or P.O. Box No. City or Town
Nevada 89509, hereby make application for permission to change the
State and Zip Code No.

Place of Use and Manner of Use of a portion
of water heretofore appropriated under, Permit 25444, Certificate 7650
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree
(Portion of Claim No. 67, Truckee River Decree)
and identify right in Decree.

1. The source of water is Truckee River (Steamboat Ditch)
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.0024 c.f.s., not to exceed 1.00 A.F.A.
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Recreation
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.
4. The water heretofore used for As Decreed
If for stock state number and kind of animals.
5. The water is to be diverted at the following point NE 1/4 SW 1/4 Section 31, T.19N., R.18E., M.D.M., or at a
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
point from which the SE corner of said Section 31 bears S. 62° 04' E., a distance of 3,195 feet, Washoe
County, Nevada as shown on the map filed to support the Proof of Beneficial Use under Permit 25444.
6. The existing point of diversion is located within No change
If point of diversion is not changed, do not answer.

7. Proposed place of use Within 7.2 acres within the SE 1/4 SW 1/4 Section 12, and 12.0 acres within the NE 1/4 SW 1/4 Section 12, all in T.18N., R.19E., M.D.M., as shown on the map filed to support the Proof of Beneficial Use under Permit 25444.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use Still within the place of use of Permit 25444. The place of use under Permit 25444 was partially stripped by Applications 62855 and 64728. The accompanying stripping map shows the area to be stripped under this application. See remarks attached.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

0.13Ac Being within the SE 1/4 SW 1/4 Section 12, T.18N., R.19E., M.D.M.

9. Use will be from As Decreed to As Decreed of each year.
Month and Day Month and Day
10. Use permitted from As Decreed to As Decreed of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Truckee River Diversion into the Steamboat Ditch
State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works In excess of \$50,000

13. Estimated time required to construct works Works complete

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 1 year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

See attached.

Bruce R. Scott, Resource Concepts, Inc.

Type or print name clearly

By

Signature, applicant or agent

340 North Minnesota Street

Street and No., or P.O. Box No.

Carson City, Nevada 89703

City, State, Zip Code No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

19:21 11 DEC 2007

\$100 FILING FEE MUST ACCOMPANY APPLICATION

Protested: January 9, 2008, by Gary O. Elrod, Sandra Say Elrod, John Flanigan and Nancy Flanigan c/o Ross de Lipkau

*Attachment to Temporary Application to Change 25444***15. Remarks:**

The amount of this proposed Application to Change is 1.00 acre feet of the Permittee's 4.00 acre feet per season under Permit 25444, Certificate 7650.

Water will be conveyed via the Steamboat Ditch and existing facilities to ponds on lands owned or controlled by the Applicants within Washoe County Assessors Parcels 230-092-12 and 230-092-11. This water can also be conveyed through an irrigation structure into the natural channel to serve the small retention dam in the lower portion of APN 230-092-12.

This application is filed to reincorporate these Assessor's Parcels within the Place of Use and to establish a recreational right to offset evaporation from ponds with APN 230-092-12.

2007 DEC 11 PM 2:51
STATE OF NEVADA
CLERK OF SUPERIOR COURT

12/11/2007